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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/535,116	05/16/2005	Mark Gilmore Mears	PU020461	3617	
²⁴⁴⁹⁸ Joseph J. Laks				EXAMINER	
Thomson Licen		ANDRAMUNO, FRANKLIN S			
PO Box 5312	Way, Patent Operation	ns	ART UNIT	PAPER NUMBER	
PRINCETON, NJ 08543			2623		
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			08/21/2008	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

	Application No.	Applicant(s)
	10/535,116	MEARS ET AL.
Office Action Summary	Examiner	Art Unit
	FRANKLIN S. ANDRAMUNO	2623
The MAILING DATE of this communication a Period for Reply	ppears on the cover sheet with the	correspondence address
A SHORTENED STATUTORY PERIOD FOR REF WHICHEVER IS LONGER, FROM THE MAILING - Extensions of time may be available under the provisions of 37 CFR after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period. - Failure to reply within the set or extended period for reply will, by stat Any reply received by the Office later than three months after the ma earned patent term adjustment. See 37 CFR 1.704(b).	DATE OF THIS COMMUNICATIO 1.136(a). In no event, however, may a reply be ti od will apply and will expire SIX (6) MONTHS fron ute, cause the application to become ABANDONI	N. mely filed n the mailing date of this communication. ED (35 U.S.C. § 133).
Status		
1) ☐ Responsive to communication(s) filed on 13 2a) ☐ This action is FINAL. 2b) ☐ The 2b ☐ The 2	nis action is non-final. vance except for formal matters, pr	
Disposition of Claims		
4) ☐ Claim(s) _1-27 is/are pending in the applicate 4a) Of the above claim(s) is/are withd 5) ☐ Claim(s) is/are allowed. 6) ☐ Claim(s) _1-27 is/are rejected. 7) ☐ Claim(s) is/are objected to. 8) ☐ Claim(s) are subject to restriction and	rawn from consideration.	
Application Papers		
9) The specification is objected to by the Exami 10) The drawing(s) filed on is/are: a) a Applicant may not request that any objection to the Replacement drawing sheet(s) including the correct of the specific product of the specific produ	ccepted or b) objected to by the ne drawing(s) be held in abeyance. Se ection is required if the drawing(s) is ob	ee 37 CFR 1.85(a). pjected to. See 37 CFR 1.121(d).
Priority under 35 U.S.C. § 119		
12) ☐ Acknowledgment is made of a claim for foreign a) ☐ All b) ☐ Some * c) ☐ None of: 1. ☐ Certified copies of the priority documed a. ☐ Certified copies of the priority documed as ☐ Copies of the certified copies of the priority documed application from the International Bured * See the attached detailed Office action for a life.	ents have been received. ents have been received in Applicationity documents have been receive eau (PCT Rule 17.2(a)).	tion No red in this National Stage
Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date	4) Interview Summary Paper No(s)/Mail E 5) Notice of Informal 6) Other:	oate

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DETAILED ACTION

Claim Rejections - 35 USC § 103

- 1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 2. Claims 1-8, 10-19 and 21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kendall (US 2006/0156332 A1) in view of Ganzer et al (US Patent 5,121,430) in view of Fallen et at (US 20030107494A1). Hereinafter referred as Kendal, Ganzer, and Fallen.

Regarding claims 1, 10, and 19, Kendall discloses an apparatus and method having an emergency alert function (Emergency Alert Function (305) in figure 3), comprising: tuning means for tuning signals including emergency alert signals associated with said emergency alert function (Tuner (22) in figure 2); and processing means for enabling a disabled user setting for an auxiliary information display function of said apparatus responsive to said emergency alert signals. However, Kendal fails to disclose the use of enabling a disabled apparatus. Ganzer discloses (column 11 lines 3-11) the slave unit (85) may output control signals to control the functioning of accessory devices (96) in response to an emergency. However, Kendall fails to disclose and interface means for disabling an audio output device associated with said apparatus. Fallen discloses on (figure 2) automatically disabling the audio alarm of the

power supply while it is still operational. Fallen shows how an operator disables an audio output of an interface at any given time thus could have been disabled.

Therefore, it would have been obvious at the time of the invention to include the use of a control function to control devices triggered by an emergency unit. This is a useful combination because it allows devices to be turned on or off in case of an emergency.

Regarding claims 2, 11, and 20, Ganzer discloses the apparatus and method of claims 1, 10, and 19, wherein said disabled audio output device includes an internal speaker of said apparatus (Speaker (71) in figure 3).

Regarding claims 3, 12, and 21, Ganzer discloses the apparatus and method of claims 1, 10, and 19, wherein said disabled audio output device is operatively connected to an audio output terminal of said apparatus (Audio Toggle (69) in figure 3).

Regarding claims 4, 13, and 22, Ganzer discloses the apparatus and method of claims 1, 10, and 19, wherein said processing means further enables a first alert output via said audio output device responsive to activation of said emergency alert function (Alternative Broadcast Signal Input Circuitry (53) in figure 3).

Regarding claims 5, 14, and 23, Ganzer discloses the apparatus and method of claims 4, 13, and 22, wherein said processing means further enables a second alert output via a secondary device responsive to activation of said emergency alert function (User Set Alternative Alert Select (58) in figure 3).

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Regarding claims 6, 15, and 24, Ganzer discloses the apparatus and method of claims 5, 14, and 23, wherein said secondary device includes a telephone (column 3 liens 21).

Regarding claims 7, 16, and 25, Ganzer discloses the apparatus and method of claims 5, 14, and 23, wherein said secondary device includes a computer (Alert Computer (11) in figure 2).

Regarding claims 8, 17, and 26, Kendall discloses the apparatus and method of claims 5, 14, and 23, wherein said secondary device includes a television signal receiver (Display (29) in figure 2).

Regarding claims 9, 18, and 27, Ganzer discloses he apparatus and method of claims 5, 14, and 23, wherein said secondary device includes a visual output device (Alarm (6) in figure 1).

Conclusion

3. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any

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extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to FRANKLIN S. ANDRAMUNO whose telephone number is (571)270-3004. The examiner can normally be reached on Mon-Thurs (7:30am - 5:00pm) alternate Fri off (EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chris Kelley can be reached on (571)272-7331. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Chris Kelley/ Supervisory Patent Examiner, Art Unit 2623